

## Calendar No. 713

106TH CONGRESS  
2D SESSION

# H. R. 2833

To establish the Yuma Crossing National Heritage Area.

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IN THE SENATE OF THE UNITED STATES

JULY 25, 2000

Received; read twice and placed on the Calendar

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## AN ACT

To establish the Yuma Crossing National Heritage Area.

1       *Be it enacted by the Senate and House of Representa-*  
2   *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE; DEFINITIONS.**

2 (a) SHORT TITLE.—This Act may be cited as the  
3 “Yuma Crossing National Heritage Area Act of 2000”.

4 (b) DEFINITIONS.—In this Act:

5 (1) HERITAGE AREA.—The term “Heritage  
6 Area” means the Yuma Crossing National Heritage  
7 Area established in section 3.

8 (2) MANAGEMENT ENTITY.—The term “man-  
9 agement entity” shall mean the Yuma Crossing Na-  
10 tional Heritage Area Board of Directors referred to  
11 section 3(c).

12 (3) MANAGEMENT PLAN.—The term “manage-  
13 ment plan” shall mean the management plan for the  
14 Yuma Crossing National Heritage Area.

15 (4) SECRETARY.—The term “Secretary” means  
16 the Secretary of the Interior.

17 **SEC. 2. FINDINGS AND PURPOSE.**

18 (a) FINDINGS.—The Congress finds the following:

19 (1) Certain events that led to the establishment  
20 of the Yuma Crossing as a natural crossing place on  
21 the Colorado River and to its development as an im-  
22 portant landmark in America’s westward expansion  
23 during the mid-19th century are of national historic  
24 and cultural significance in terms of their contribu-  
25 tion to the development of the new United States of  
26 America.

1           (2) It is in the national interest to promote,  
2           preserve, and protect physical remnants of a commu-  
3           nity with almost 500 years of recorded history which  
4           has outstanding cultural, historic, and architectural  
5           value for the education and benefit of present and  
6           future generations.

7           (3) The designation of the Yuma Crossing as a  
8           national heritage area would preserve Yuma's his-  
9           tory and provide related educational opportunities,  
10          provide recreational opportunities, preserve natural  
11          resources, and improve the city and county of  
12          Yuma's ability to serve visitors and enhance the  
13          local economy through the completion of the major  
14          projects identified within the Yuma Crossing Na-  
15          tional Heritage Area.

16          (4) The Department of the Interior is respon-  
17          sible for protecting the Nation's cultural and historic  
18          resources. There are significant examples of these  
19          resources within the Yuma region to merit the in-  
20          volvement of the Federal Government in developing  
21          programs and projects, in cooperation with the  
22          Yuma Crossing National Heritage Area and other  
23          local and governmental bodies, to adequately con-  
24          serve, protect, and interpret this heritage for future

1 generations while providing opportunities for edu-  
2 cation, revitalization, and economic development.

3 (5) The city of Yuma, the Arizona State Parks  
4 Board, agencies of the Federal Government, cor-  
5 porate entities, and citizens have completed a study  
6 and master plan for the Yuma Crossing to deter-  
7 mine the extent of its historic resources, preserve  
8 and interpret these historic resources, and assess the  
9 opportunities available to enhance the cultural expe-  
10 rience for region's visitors and residents.

11 (6) The Yuma Crossing National Heritage Area  
12 Board of Directors would be an appropriate manage-  
13 ment entity for a heritage area established in the re-  
14 gion.

15 (b) PURPOSE.—The objectives of the Yuma Crossing  
16 National Heritage Area are as follows:

17 (1) To recognize the role of the Yuma Crossing  
18 in the development of the United States, with par-  
19 ticular emphasis on the roll of the crossing as an im-  
20 portant landmark in the westward expansion during  
21 the mid-19th century.

22 (2) To promote, interpret, and develop the  
23 physical and recreational resources of the commu-  
24 nities surrounding the Yuma Crossing, which has al-  
25 most 500 years of recorded history and outstanding

1 cultural, historic, and architectural assets, for the  
2 education and benefit of present and future genera-  
3 tions.

4 (3) To foster a close working relationship with  
5 all levels of government, the private sector, and the  
6 local communities in the Yuma community and em-  
7 power the community to conserve its heritage while  
8 continuing to pursue economic opportunities.

9 (4) To provide recreational opportunities for  
10 visitors to the Yuma Crossing and preserve natural  
11 resources within the Heritage Area.

12 (5) To improve the Yuma region's ability to  
13 serve visitors and enhance the local economy through  
14 the completion of the major projects identified with-  
15 in the Heritage Area.

16 **SEC. 3. YUMA CROSSING NATIONAL HERITAGE AREA.**

17 (a) ESTABLISHMENT.—There is hereby established  
18 the Yuma Crossing National Heritage Area.

19 (b) BOUNDARIES.—The Heritage Area shall be com-  
20 prised of those portions of the Yuma region totaling ap-  
21 proximately 21 square miles, encompassing over 150 iden-  
22 tified historic, geologic, and cultural resources, and  
23 bounded—

24 (1) on the west, by the Colorado River (includ-  
25 ing the crossing point of the Army of the West);

1 (2) on the east, by Avenue 7E;

2 (3) on the north, by the Colorado River; and

3 (4) on the south, by the 12th Street alignment.

4 (c) MANAGEMENT ENTITY.—The management entity  
5 for the Heritage Area shall be the Yuma Crossing Na-  
6 tional Heritage Area Board of Directors which shall in-  
7 clude representatives from a broad cross-section of the in-  
8 dividuals, agencies, organizations, and governments that  
9 were involved in the planning and development of the Her-  
10 itage Area before the date of the enactment of this Act.

11 **SEC. 4. COMPACT.**

12 (a) IN GENERAL.—To carry out the purposes of this  
13 Act, the Secretary of the Interior shall enter into a com-  
14 pact with the management entity.

15 (b) COMPONENTS OF COMPACT.—The compact shall  
16 include information relating to the objectives and manage-  
17 ment of the Heritage Area, including each of the following:

18 (1) A discussion of the goals and objects of the  
19 Heritage Area.

20 (2) An explanation of the proposed approach to  
21 conservation and interpretation of the Heritage  
22 Area.

23 (3) A general outline of the protection measures  
24 to which the management entity commits.

1 **SEC. 5. AUTHORITIES AND DUTIES OF MANAGEMENT**  
2 **ENTITY.**

3 (a) **AUTHORITIES OF THE MANAGEMENT ENTITY.—**

4 The management entity may, for purposes of preparing  
5 and implementing the management plan, use funds made  
6 available through this Act for the following:

7 (1) To make grants to, and enter into coopera-  
8 tive agreements with, States and their political sub-  
9 divisions, private organizations, or any person.

10 (2) To hire and compensate staff.

11 (3) To enter into contracts for goods and serv-  
12 ices.

13 (b) **MANAGEMENT PLAN.—**

14 (1) **IN GENERAL.—**Taking into consideration  
15 existing State, county, and local plans, the manage-  
16 ment entity shall develop a management plan for the  
17 Heritage Area.

18 (2) **CONTENTS.—**The management plan re-  
19 quired by this subsection shall include—

20 (A) comprehensive recommendations for  
21 conservation, funding, management, and devel-  
22 opment of the Heritage Area;

23 (B) actions to be undertaken by units of  
24 government and private organizations to protect  
25 the resources of the Heritage Area;

1 (C) a list of specific existing and potential  
2 sources of funding to protect, manage, and de-  
3 velop the Heritage Area;

4 (D) an inventory of the resources con-  
5 tained in the Heritage Area, including a list of  
6 any property in the Heritage Area that is re-  
7 lated to the themes of the Heritage Area and  
8 that should be preserved, restored, managed,  
9 developed, or maintained because of its natural,  
10 cultural, historic, recreational, or scenic signifi-  
11 cance;

12 (E) a recommendation of policies for re-  
13 source management which considers and details  
14 application of appropriate land and water man-  
15 agement techniques, including the development  
16 of intergovernmental cooperative agreements to  
17 protect the historical, cultural, recreational, and  
18 natural resources of the Heritage Area in a  
19 manner consistent with supporting appropriate  
20 and compatible economic viability;

21 (F) a program for implementation of the  
22 management plan by the management entity,  
23 including plans for restoration and construc-  
24 tion, and specific commitments of the identified  
25 partners for the first 5 years of operation;



1           (G) an analysis of ways in which local,  
2           State, and Federal programs may best be co-  
3           ordinated to promote the purposes of this Act;  
4           and

5           (H) an interpretation plan for the Heritage  
6           Area.

7           (3) SUBMISSION TO SECRETARY.—The manage-  
8           ment entity shall submit the management plan to  
9           the Secretary for approval not later than 3 years  
10          after the date of the enactment of this Act. If a  
11          management plan is not submitted to the Secretary  
12          as required within the specified time, the Heritage  
13          Area shall no longer qualify for Federal funding.

14          (c) DUTIES OF MANAGEMENT ENTITY.—In addition  
15          to its duties under subsection (b), the management entity  
16          shall—

17               (1) give priority to implementing actions set  
18               forth in the compact and management plan, includ-  
19               ing steps to assist units of government, regional  
20               planning organizations, and nonprofit organizations  
21               in preserving the Heritage Area;

22               (2) assist units of government, regional plan-  
23               ning organizations, and nonprofit organizations  
24               with—

1 (A) establishing and maintaining interpre-  
2 tive exhibits in the Heritage Area;

3 (B) developing recreational resources in  
4 the Heritage Area;

5 (C) increasing public awareness of and ap-  
6 preciation for the natural, historical, and archi-  
7 tectural resources and sites in the Heritage  
8 Area;

9 (D) restoring any historic building relating  
10 to the themes of the Heritage Area; and

11 (E) ensuring that clear, consistent, and en-  
12 vironmentally appropriate signs identifying ac-  
13 cess points and sites of interest are put in place  
14 throughout the Heritage Area;

15 (3) encourage, by appropriate means, economic  
16 viability in the Heritage Area consistent with the  
17 goals of the management plan;

18 (4) encourage local governments to adopt land  
19 use policies consistent with the management of the  
20 Heritage Area and the goals of the management  
21 plan;

22 (5) consider the interests of diverse govern-  
23 mental, business, and nonprofit groups within the  
24 Heritage Area;

1           (6) conduct public meetings at least quarterly  
2       regarding the implementation of the management  
3       plan; and

4           (7) for any year in which Federal funds have  
5       been received under this Act, make available for  
6       audit all records pertaining to the expenditure of  
7       such funds and any matching funds, and require, for  
8       all agreements authorizing expenditure of Federal  
9       funds by other organizations, that the receiving or-  
10      ganizations make available for audit all records per-  
11      taining to the expenditure of such funds.

12       (d) PROHIBITION ON THE ACQUISITION OF REAL  
13      PROPERTY.—The management entity may not use Fed-  
14      eral funds received under this Act to acquire real property  
15      or an interest in real property. Nothing in this Act shall  
16      preclude any management entity from using Federal funds  
17      from other sources for their permitted purposes.

18       (e) SPENDING FOR NON-FEDERALLY OWNED PROP-  
19      ERTY.—The management entity may spend Federal funds  
20      directly on non-federally owned property to further the  
21      purposes of this Act, especially in assisting units of gov-  
22      ernment in appropriate treatment of districts, sites, build-  
23      ings, structures, and objects listed or eligible for listing  
24      on the National Register of Historic Places.

1 **SEC. 6. DUTIES AND AUTHORITIES OF FEDERAL AGENCIES.**

2 (a) **TECHNICAL AND FINANCIAL ASSISTANCE.**—The  
3 Secretary may, upon request of the management entity,  
4 provide technical and financial assistance to the manage-  
5 ment entity to develop and implement the management  
6 plan. In assisting the management entity, the Secretary  
7 shall give priority to actions that in general assist in—

8 (1) conserving the significant natural, historic,  
9 and cultural resources which support the themes of  
10 the Heritage Area; and

11 (2) providing educational, interpretive, and rec-  
12 reational opportunities consistent with resources and  
13 associated values of the Heritage Area.

14 (b) **APPROVAL AND DISAPPROVAL OF MANAGEMENT**  
15 **PLAN.**—The Secretary, in consultation with the Yuma  
16 Crossing National Heritage Area Board of Directors, shall  
17 approve or disapprove the management plan submitted  
18 under this Act not later than 90 days after receiving such  
19 management plan.

20 (c) **ACTION FOLLOWING DISAPPROVAL.**—If the Sec-  
21 retary disapproves a submitted compact or management  
22 plan, the Secretary shall advise the management entity in  
23 writing of the reasons therefor and shall make rec-  
24 ommendations for revisions in the management plan. The  
25 Secretary shall approve or disapprove a proposed revision  
26 within 90 days after the date it is submitted.

1 (d) APPROVING AMENDMENTS.—The Secretary shall  
 2 review substantial amendments to the management plan  
 3 for the Heritage Area. Funds appropriated pursuant to  
 4 this Act may not be expended to implement the changes  
 5 made by such amendments until the Secretary approves  
 6 the amendments.

7 (e) DOCUMENTATION.—Subject to the availability of  
 8 funds, the Historic American Building Survey/Historic  
 9 American Engineering Record shall conduct those studies  
 10 necessary to document the cultural, historic, architectural,  
 11 and natural resources of the Heritage Area.

12 **SEC. 7. SUNSET.**

13 The Secretary may not make any grant or provide  
 14 any assistance under this Act after September 30, 2015.

15 **SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

16 (a) IN GENERAL.—There is authorized to be appro-  
 17 priated under this Act not more than \$1,000,000 for any  
 18 fiscal year. Not more than a total of \$10,000,000 may  
 19 be appropriated for the Heritage Area under this Act.

20 (b) 50 PERCENT MATCH.—Federal funding provided  
 21 under this Act, after the designation of the Heritage Area,  
 22 may not exceed 50 percent of the total cost of any assist-  
 23 ance or grant provided or authorized under this Act.

Passed the House of Representatives July 25, 2000.

Attest:

JEFF TRANDAHL,

*Clerk.*

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